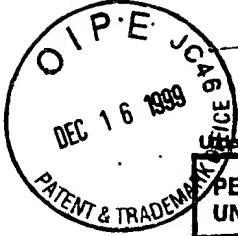


DAC

4002



PTO/SB/64 (3-98)
Approved for use through 08/30/2000. OMB 0651-0031
Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

#14

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Docket Number (Optional)
183-U.S.

First named Inventor: **Algirdas A. Underys**

Application No.: **08/991,113**

Group Art Unit: **1742**

Filed: **December 16, 1997**

Examiner: **Wyszomierski**

Title: **Heat Treatment Method and Apparatus**

Attention: Office of Petitions

Assistant Commissioner for Patents

Box DAC

Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703)305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to the Office action issued on May 27, 1999, which set a 3 X month/day period for reply. The abandonment date of this application is Sept 28, 1999 (i.e., the day after the expiration date of the period set for reply plus any extensions of time obtained therefor).

*Subsequently extended to 4 months in 11/3/99 advisory action

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Statement that the entire delay was unintentional.

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OFFICE OF PETITIONS
DEPUTY A/C PATENTS

1. Petition fee

Small entity - fee \$ 605 (37 CFR 1.17(m))
 Small entity statement enclosed herewith.
 Small entity statement previously filed.
 Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of a notice of appeal (identify type of reply):

has been filed previously on _____
 is enclosed herewith.

B. The issue fee of \$ _____
 has been paid previously on _____
 is enclosed herewith.

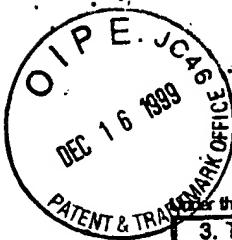
[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

12/16/1999 SLU#61 00000119 08991113

01 FC:241

605.00 OP



PTO/SB/64 (3-98)
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming a period equivalent to the number of months from the date of abandonment to the filing of this petition is enclosed herewith.

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. Check box A, or check box B and/or C as applicable and include an explanation of the delay on a separate sheet or on supplemental sheet PTO/SB/64A.

A This petition is filed within three months of the date the applicant was first notified, or otherwise became aware, that the application was abandoned and within one year of the date of abandonment of the application.

B This petition is not filed within three months of the date the applicant was first notified, or otherwise became aware, that the application was abandoned. A detailed explanation of the cause of the delay in filing the petition is attached on a separate sheet or on supplemental sheet PTO/SB/64A.

C This petition is not filed within one year of the date of abandonment of the application. The applicant first became aware of the abandonment on _____. A detailed explanation of the delay in discovering the abandoned status of the application is attached on a separate sheet or on supplemental sheet PTO/SB/64A.

December 13, 1999

Date

Telephone Number: (73) 975-2235 +vm

James B. Staples

Signature

James B. Staples, (19013)

Typed or printed name

2011 N. Southport Ave

Address

Chicago, IL 60614

Enclosures: Fee Payment

Reply

Terminal Disclaimer Form

Small Entity Status Form

Additional sheets containing statements establishing unintentional delay

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.

December 13, 1999

Date

James B. Staples

Signature

James B. Staples (19013)

Typed or printed name of person signing certificate